

UCR CODE \_\_\_\_\_  
EVENT CODE \_\_\_\_\_

JUVENILE \_\_\_\_\_ ADULT ☒

SID # \_\_\_\_\_

IN THE CIRCUIT/COUNTY COURT IN THE TENTH JUDICIAL CIRCUIT

IN AND FOR POLK COUNTY, FLORIDA

ARRESTING AGENCY/REPORT NO. 13-8254  
ARRESTING OFFICER Sgt R. Lloyd BADGE # 90  
AGENCY ORI FL0531200 OBITS # \_\_\_\_\_  
DATE/TIME OF ARREST 4-26-13 2246  
PLACE OF ARREST \_\_\_\_\_

\_\_\_\_\_ right thumb print \_\_\_\_\_

☐ NOTICE TO APPEAR ☐ COMPLAINT AFFIDAVIT ☒ ARREST REPORT

CITY OF LAKELAND COUNTY OF POLK STATE OF FLORIDA:

The undersigned affiant swears that he/she has just and reasonable grounds to believe that on 4-26-13  
at approximately 2152 p.m./a.m. in the vicinity of LAKELAND POLK County, Florida.

Yates Johnny Steven ALIAS: \_\_\_\_\_  
(LAST) (FIRST) (MIDDLE)  
ADDRESS 1600 S Wabash Av Lakeland, FL 33801 PHONE \_\_\_\_\_  
D.L. # Y320-437-82-109-0 ST FL SS# \_\_\_\_\_ DOB 3-29-82 R/S W / M  
HT 6-00 WT 200 HAIR Bro EYES Bro POB \_\_\_\_\_ MARITAL STATUS M  
SCARS \_\_\_\_\_ COMP Medium BUILD Med SPEECH Eng OCCUPATION Laborer  
EMPLOYER Unemployed PHONE \_\_\_\_\_  
(JUV-PARENTS) \_\_\_\_\_ PHONE \_\_\_\_\_

committed the offense(s) of:

1. Possession of Methamphetamine FSS/MO/CO 893.13 Level/Degree 1st **F-3**  
2. Resisting Officer W/O Violence FSS/MO/CO 843.02 Level/Degree M-2  
3. \_\_\_\_\_ FSS/MO/CO \_\_\_\_\_ Level/Degree \_\_\_\_\_

Probable Cause:

"SEE PROBABLE CAUSE CONTINUATION"

Sworn to and subscribed before me, the undersigned authority, this 27th of April 2013

AE-72  
Deputy Clerk/Notary Public/LEO

Sgt R Lloyd  
Affiant

☒ Personally known  
☐ Produced ID Type: \_\_\_\_\_

Co-defendants: \_\_\_\_\_

Victim: DOB State of Florida

	name	address	phone
Witness:	<u>See LPD Event Reports</u>		
Witness:	_____	_____	_____
Witness:	_____	_____	_____

NOTICE TO APPEAR

I agree to appear in Court located at 930 E. Parker St. #240 Lakeland, Florida, Florida on \_\_\_\_\_ 20 \_\_\_\_\_  
at \_\_\_\_\_ a.m./p.m. to answer the charge(s) in this complaint. I understand that a willful failure to appear will result  
in a warrant for my arrest and may be a new offense.

4-26-13

Date  
☐ NO BILL/PETITION

Defendant  
☐ PROSECUTION APPROVED: \_\_\_\_\_  
Assistant State Attorney

CF13-003681

AFFIDAVIT  
CONTINUATION

Agency ORI Number  
FL 0531200

Lakeland Police Department

Event Number

13-8254

IN THE CIRCUIT/COUNTY COURT IN THE TENTH JUDICIAL CIRCUIT  
IN AND FOR POLK COUNTY, FLORIDA

PROBABLE CAUSE CONTINUATION

On 4-26-13 at approximately 2152 hours the Lakeland Police Department Communications Center was alerted by the Polk County Sheriff's Officer of a B.O.L.O for a ARMED Carjacking/Kidnapping Suspect and vehicle. The B.O.L.O. was for Johnny Steven Yates White Male 3-29-82 who was last seen driving a Black Dodge Magnum bearing Florida Tag# J96-5TV.

Affiant and Lieutenant Pacheco were in the same vehicle, which is a marked LPD Chevy Tahoe with roof mounted lights. Lieutenant Pacheco was the driver and your Affiant was the right front passenger. We were traveling westbound on Memorial Bl. at the intersection of N. Ingraham Av. As we were turning southbound, Affiant saw a Black Dodge Magnum eastbound on Memorial Bl. Lieutenant Pacheco turned our vehicle around in an attempt to locate the vehicle and run the tag. The vehicle (later determined to be operated by the Defendant) turned southbound on N. Lake Parker Ave, eastbound on E. Parker St., south on Alicia Rd., then westbound on E. Myrtle St.

We got behind the vehicle while it was on Myrtle St and I read the tag (FL J96-5TV) number to LPD communications. Communications then confirmed that this was the vehicle used in the carjacking/kidnapping being investigated by the Polk County Sheriff's Office. The vehicle then made a right turn onto N. Lake Parker Av, and began to accelerate. Lieutenant Pacheco activated his emergency lights and siren and we engaged in pursuit of the fleeing vehicle. The vehicle continued northbound on N. Lake Parker then turned westbound on Memorial Bl. The Defendant traveled westbound on E Memorial then northbound on Florida Av. As he turned onto Florida Av he turned off his headlights. We traveled at speeds of 70 MPH. As he entered the intersection of Griffin Rd, he changed lanes and went northbound in the southbound lanes of N. Road 98. The pursuit was terminated due to his driving actions. Affiant watched as the vehicle entered the westbound off ramp of Interstate 4 traveling eastbound still without any headlights. As he entered the eastbound lanes of Interstate 4 the Polk County Sheriff's Office helicopter was overhead and took over calling the vehicles location for the remainder of the pursuit. The vehicle continued to travel the wrong way in the eastbound lanes of interstate 4 without headlights, until he exited onto the Polk Parkway.

Sworn to and subscribed before me, the undersigned authority, this 27th day of April 2013

SGT. [Signature]  
DEPUTY CLERK/NOTARY PUBLIC  
LAW ENFORCEMENT OFFICER

SGT [Signature]  
AFFIANT

Witness: \_\_\_\_\_  
NAME ADDRESS PHONE  
Witness: \_\_\_\_\_  
NAME ADDRESS PHONE

CF13-003681

AFFIDAVIT  
CONTINUATION

Agency ORI Number  
FL 0531200

Lakeland Police Department

Event Number

13-8254

IN THE CIRCUIT/COUNTY COURT IN THE TENTH JUDICIAL CIRCUIT  
IN AND FOR POLK COUNTY, FLORIDA

PROBABLE CAUSE CONTINUATION

Once on the Polk Parkway, the vehicle got back into the correct lane of traffic. He traveled southbound and exited onto Airport Rd. At this time Lieutenant Cain and Sergeant Addison who were in separate fully marked LPD vehicles got behind him with emergency lights and sirens activated. He traveled westbound on Drane Field Rd to County Line Rd at speeds in excess of 90 MPH and refused to stop. He turned northbound on County Line Rd, still actively fleeing with marked police vehicles in pursuit.

Officer J. Williams was staged at New Tampa Hwy and County Line Rd and deployed stop sticks. The vehicle struck the stop sticks as it went through the intersection causing one of the tires to deflate. The vehicle entered the eastbound off ramp of Interstate 4 a second time, traveling westbound. He continued in the wrong lanes of Interstate 4 until he reached Park Rd in Plant City. He exited the off ramp, crossed Park Rd and re-entered the westbound off ramp of Interstate 4 traveling westbound. The vehicle became disabled prior to re-entering Interstate 4. The Defendant exited the driver's side of the vehicle and fled on foot in a south direction. The Defendant should have known, based on the aforementioned police action, he had been ordered to stop prior to fleeing on foot. He scaled an 8 foot concrete wall and hid in the bushes on the east side of Maryland Av. The victim of the kidnapping later identified as Ashley Ketcham was also in the vehicle. She later ran from the vehicle once it stopped because the Defendant told her to do so.

The Defendant was later apprehended by Officer Bowling and his K-9. The Defendant was then placed into custody without further incident. During a search incident to arrest, Officer Fetz located approximately 5.11 grams of suspected Methamphetamine on the Defendant's person.

Post Miranda, the Defendant invoked his rights and didn't want to speak about the incident. The Defendant had an outstanding warrant for his arrest out of Polk County (Wrt# CF12005248XX) for VOP, Aggravated Assault with a weapon and Grand Theft/Motor Vehicle. Due to the Defendant being arrested in Hillsborough County, he was turned over to a Deputy from the Hillsborough County Sheriff's Office and later booked into the Orient Road Jail in Tampa, FL.

Sworn to and subscribed before me, the undersigned authority, this 27th day of April 2013

*SGT [Signature]*  
DEPUTY CLERK/NOTARY PUBLIC  
LAW ENFORCEMENT OFFICER

*SGT [Signature]*  
AFFIANT

Witness: \_\_\_\_\_  
NAME ADDRESS PHONE

Witness: \_\_\_\_\_  
NAME ADDRESS PHONE

CF13-003681

UCR CODE 130A

SID#

EVENT CODE

JUVENILE ☐ADULT ☒

## IN THE CIRCUIT/COUNTY COURT IN THE TENTH JUDICIAL CIRCUIT

## IN AND FOR POLK COUNTY, FLORIDA

ARRESTING AGENCY/REPORT NO. L.P.D/13-8235  
 ARRESTING OFFICER PEREZ BADGE# 281  
 AGENCY ORI FL0531200 OBITS # \_\_\_\_\_  
 DATE/TIME OF ARREST \_\_\_\_\_  
 PLACE OF ARREST \_\_\_\_\_

right thumb print

☐ NOTICE TO APPEAR☒ COMPLAINT AFFIDAVIT☐ ARREST REPORT

## CITY OF LAKE LAND, COUNTY OF POLK, STATE OF FLORIDA:

The undersigned affiant swears that he/she has just and reasonable grounds to believe that on April 26, 2013  
 at approximately 5:54 PM in the vicinity of 1129 N STELLA AVENUE LAKE LAND, POLK County, Florida.

NAME YATES JOHNNY STEVEN ALIAS: UNKNOWN  
 (LAST) (FIRST) (MIDDLE)  
 ADDRESS 1600 S WABASH AVENUE LAKE LAND FL 33815 PHONE 863-934-0176  
 D.L.# Y320-437-82-109-0 ST FL SS# \_\_\_\_\_ DOB March 29, 1982 R/S WM  
 HT. 600 WT. 230 HAIR BLK EYES \_\_\_\_\_ POB FLORIDA MARITAL STATUS U  
 SCARS UNKNOWN COMP LIGHT BUILD MED SPEECH NRM OCCUPATION UNKNOWN  
 EMPLOYER UNKNOWN PHONE \_\_\_\_\_  
 (JUV-PARENTS) PHONE \_\_\_\_\_

committed the offense(s) of:

1. AGGRAVATED STALKING FSS/MO/CO 784.048(3) Level/Degree F3  
 2. \*\*\*\*\* FSS/MO/CO \*\*\*\*\* Level/Degree \*\*\*\*\*  
 3. \*\*\*\*\* FSS/MO/CO \*\*\*\*\* Level/Degree \*\*\*\*\*

## Probable Cause:

ON THE INCIDENT DATE AND TIME THE DEFENDANT WHO IS THE VICTIM'S EX- BOYFRIEND WILLFULLY  
 AND MALICIOUSLY SENT HER AN ELECTRONIC MESSAGE WHICH READ "PLEASE GET RITE WITH JESUS I'M  
 GOING TO KILL YOU". THE MESSAGE CONTAINED A CREDIBLE THREAT WITH THE INTENT TO PLACE THE  
 VICTIM IN REASONABLE FEAR WITH THE THREAT OF DEATH OR BODILY INJURY. IT SHOULD BE NOTED  
 THAT THE SUSPECT LATER COMMITTED AN ARMED ABDUCTION OF THE VICTIM IN THE SHERIFF'S OFFICE  
 JURISDICTION WHICH EVIDENCED THE CREDIBILITY OF THE ABOVE LISTED THREAT.

Sworn to and subscribed before me, the undersigned authority, this MAY 7, 2013

[Signature]  
 Deputy Clerk/Notary Public/LEO

Det. [Signature] 281  
 Affiant  
☒ Personally known  
☐ Produced ID Type: \_\_\_\_\_

Co-defendants: N/A

Victim: ASHLEY M. KETCHAM 1129 N STELLA AVE LKLD FL 33805 863-940-3930  
name address phone  
 Witness: RACHEL GARNER 4149 WINDCHIME LN LAKE LAND FL 33811 863-670-7526  
name address phone  
 Witness: N/A name address phone

## NOTICE TO APPEAR

I agree to appear in Court located at \_\_\_\_\_, Florida on \_\_\_\_\_  
 at \_\_\_\_\_ to answer the charge(s) in this complaint. I understand that a willful failure to appear will result  
 in a warrant for my arrest and may be a new offense.

Date

Defendant

☐ NO BILL/PETITION☐ PROSECUTION APPROVED:

Assistant State Attorney

## AFFIDAVIT

**Sheriff's**  
Polk County



**Office**  
Winter Haven, FL

FORM #9013A - Revised 05/27/10

Agency ORI Number  
FL0530000

INCIDENT NUMBER  
130017359

JUVENILE

X

ADULT

BOOKING #

OBITS#

**IN CIRCUIT/COUNTY COURT IN THE TENTH JUDICIAL CIRCUIT IN AND FOR POLK COUNTY, FL**

SUBMITTING MEMBER MATHENY,KEVINMEMBER # 4335DATE/TIME OF ARREST/INCIDENT 5/3/2013 16:30:00LOCATION OF INCIDENT 2100 MEMORIAL BL W LAKELAND

NOTICE TO APPEAR

COMPLAINT AFFIDAVIT

X

ARREST REPORT

CITY OF LAKELAND(Unincorporated), COUNTY OF POLK, STATE OF FLORIDA

RIGHT THUMB PRINT

THE UNDERSIGNED AFFIANT SWEARS SHE/HE HAS JUST AND REASONABLE GROUNDS TO BELIEVE THAT ON

04/26/13 ATAPPROXIMATELY 21:03:00 IN THE VICINITY OF LAKELAND

POLK COUNTY, FLORIDA

YATES,JOHNNY

ALIAS

LAST

FIRST

MIDDLE

ADDRESS 1811 PARKER ST W LAKELAND, FL 33815

PHONE

RACE/SEX W/M DOB 3/29/1982 HT 510 WT 240 EYE HAZ HAIR BRO COMP BUILDSPEECH SCARS POB , MARITAL STATUS DL# Y320437821090 ST FL SS#  OCCUPATION EMPLOYER/SCHOOL  PHONE JUV-PARENTS  PHONE n/a

## NOTICE TO APPEAR/OF APPOINTMENT

I AGREE TO APPEAR IN COURT/JAC AT 20 AT  AM/PM TO ANSWER THE CHARGE(S) IN THIS COMPLAINT OR TO PAY THE PRESCRIBED FINE FOR THIS OFFENSE. I UNDERSTAND THAT A WILFUL FAILURE TO APPEAR WILL RESULT IN A WARRANT FOR MY ARREST AND MAY BE A NEW OFFENSE (DO NOT BE LATE).

Defendant/Violators Signature

Parent/Guardian Signature

Date

## COMMITTED THE OFFENSE(S) OF:

Kidnap Inflict Bodily Harm/Terrorize Vict.	FSS/FAC/CO	787.01(1)(A)3 Counts: 1	LEVEL/DEGREE
Use/Display Firearm During a Felony Off.	FSS/FAC/CO	790.07(2) Counts: 1	LEVEL/DEGREE
Domestic Viol/Agg Asslt W/dreadly W/O Inten	FSS/FAC/CO	784.021(1)(A). Counts: 1	LEVEL/DEGREE
Poss.of Weapon/Ammo by Convicted FL Felon	FSS/FAC/CO	790.23(1)(A) Counts: 1	LEVEL/DEGREE F2
Grand Theft - Firearm	FSS/FAC/CO	812.014(2)(C)5 Counts: 1	LEVEL/DEGREE F3

ORIGINAL

CF13-003796

F3 CF12-5248

**AFFIDAVIT  
CONTINUATION**

**Sheriff's**  
**Polk County**



**Office**  
**Winter Haven, FL**

FORM #9013A - Revised 05/27/10

Agency ORI Number  
**FL0530000**

INCIDENT NUMBER  
**130017359**

**CO-DEFENDANT:**

**VICTIM/WITNESS:**

Victim:	KETCHUM,ASHLEY	W/F	1129 STELLA AV N	LAKELAND	FL	33805	N/A	11/14/81
Victim:	PCSO STATE OF FLORIDA	/	1891 JIM KEENE BL	WINTER HAVEN	FL	33880	(863)298-6200	
Witness	GARNER,RACHEL		4149 WINDCHIME LN	LAKELAND	FL	33811	(863)670-7225	03/05/94

**PROBABLE CAUSE:**

FILED-CIRCUIT CRIMINAL  
2013 MAY -6 PM 3:34  
STACY M. BUTTERFIELD  
CLERK OF CIRCUIT COURT  
POLK COUNTY, FLORIDA

**ORIGINAL**

**CF13-003796**

AFFIDAVIT  
CONTINUATION

Sheriff's  
Polk County



Office  
Winter Haven, FL

FORM #9013A - Revised 05/27/10

Agency ORI Number  
FL0530000

INCIDENT NUMBER  
130017359

The victim, Ashley Ketchum had been avoiding her ex-live in boyfriend, Johnny Yates for the past four [4] days. On 04-26-2013, Ashley Ketchum filed a report with the Lakeland Police Department regarding an aggravated stalking complaint where Johnny Yates was the suspect (Lakeland Police Department Case #2013-8235).

On 04-26-2013, Ashley Ketchum was driving west bound on Memorial Blvd. Lakeland, Florida in a white in Color Chrysler PT Cruiser. Positioned in the right front passenger seat was the vehicle owner, Rachell Garner and in the rear seat was a subject identified as Gavin Newton. While on Memorial Blvd. at the intersection of Wabash avenue Lakeland, Florida, Rachell Garner received a text message from Johnny Yates indicting that he was behind her and requested her to pull over.

It was discovered Johnny Yates was behind them in a black in color Dodge Magnum. While turning south onto Wabash avenue, Mr. Yates then used his vehicle to enter the victim's lane of travel and force the victim to drive into the Sunoco Parking Lot located at 2100 West Memorial Blvd. Lakeland, Florida. While committing this act, Mr. Yates who had his windows down was pointing a black and silver handgun at Ms. Ketchum and telling her to pull over. Ms. Ketchum then parked in front of the store with Mr. Yates parked next to her. Mr. Yates was requesting the victim to get into the vehicle while still pointing the handgun at her. Mr. Yates told the Ms. Ketchum that he was not going to hurt her, but she felt compelled to get into the vehicle with Mr. Yates because he was pointing a handgun at her. Ms. Ketchum entered the passenger side of the black Dodge Magnum and which time they left the area.

Ms. Garner then called 911 to report the offense and a broadcast was issued regarding incident to surrounding agencies.

Mr. Yates then drove Ms. Ketchum to dead end of South Wabash Avenue where he yelled and threatened Ms. Ketchum by poking the barrel of the handgun into Ms. Ketchum's head on several occasions. Mr. Yates then forced Ms. Ketchum back into the black Dodge Magnum where then began to drive around Lakeland. Lakeland Police Officers then spotted the Black Dodge Magnum in which a pursuit began. The vehicle pursuit ended in Hillsborough County where Mr. Yates was apprehended and Ms. Ketchum was secured.

The Smith and Wesson Semi-auto handgun (model #sw40ve, serial #dyh7659) used in the offenses was recovered in the driver door of the black Dodge Magnum. It was discovered the Smith and Wesson handgun was confirmed stolen (P.C.S. O. case #13-16990) on 04-24-2013.

Mr. Yates was transported to South Florida Baptist Hospital in Plant City, Florida for medical treatment.

While at the South Florida Baptist Hospital, an interview was attempted with Johnny Yates who stated he did not kidnap his girlfriend and did not want to make a statement.

A criminal history was conducted and discovered Johnny Yates was a convicted felon on 11-07-2012 and his firearm rights had been restored.

Sworn recorded interviews were obtained from Ashley Ketchum and Rachell Garner regarding the investigation.

Johnny Yates did intentionally point a firearm at the victim and subsequently forced her into her vehicle against her will. Johnny Yates used the firearm to batter the victim after forcing her into his vehicle. Johnny Yates has been previously convicted on a felony offense and is on felony probation which restricted him from possessing any firearms. These offenses were done against the victims will without consent.

SWORN TO AND SUBSCRIBED BEFORE ME, THE UNDERSIGNED AUTHORITY, THIS

3 DAY OF

This affidavit was electronically signed

BUONICONTI, PAUL

4957

MATHENY, KEVIN

4335

DEPUTY CLERK/NOTARY PUBLIC/LEO

AFFIANT

CF13-003796

ORIGINAL

CLERK OF COURT  
2013 JUN 10 5 PM 31 34  
STATE OF FLORIDA  
CLERK OF COURT  
POLK COUNTY, FLORIDA